THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.2625 of 2007

Between:

M.A.Jabbar and others.

.. PETITIONERS

and

The Special Chief Secretary,
Government of A.P.,
Revenue Department and others.

.. RESPONDENTS

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ORDER:

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Heard the learned counsel appearing for the petitioners as well as the learned Government Pleader appearing for the respondents.

It is the case of the petitioners that they are the absolute owners and possessors of premises bearing Nos.5-4-184/2/2 and 22-3-947/3 and Sy.Nos.296/1 and 373 situated at Ranigunj, Secunderabad, Gudimalkapur village, Hyderabad and Purani Haveli, Hyderabad, respectively. Since their premises are in dilapidated condition, they decided to construct new houses in the place of old houses. In that regard, they have also obtained municipal permission. Since, it is necessary to get "No Objection Certificate" (for short "NOC") to construct houses in the said premises/survey numbers, they applied for NOC before the District Collector, Hyderabad.

The District Collector, Hyderabad, after making necessary enquiry, made the following remarks, vide Lr.No.N2/F3/7797/04, dated 01-12-2006, to the Chief Commissioner of Land Administration, Hyderabad:-

Sl. No.	Collectorate File No.	Name & Address of the applicant	Remarks
1.	N2/F3/7797/2004	Sri M.A.Jabbar, Pre.No.5-4-184/2/A, Ranigunj, Secunderabad.	As per TSLR, the land in question falls in T S . N o . 1 5 , Block-"O", Ward No.102, Bholakpur village of Secunderabad Mandal which is classified as "GVM Road".
5.	N1/F1/9341/2004	Sri P.Mallaiah & others, Sy.No. 296/1 & 373 of Gudimalkapur village, Hyderabad.	As per TSLR, the land in question falls in TS.Nos.25, 28, Block-"N", Ward 21 of Gudimalkapur village of Asifnagar Mandal. TS No.25 is classified as "Road" and TS No.28 is classified as Private land.

6.	N1/3101/2005	Sri Mohd.Amer Nandi, Pre.No.22-3-947/3, Purani Haveli, Hyderabad.	Asper TSLR, the land in question falls in TS No.8/4, Block-"J", Ward 213 of Sheher-E-Hyderabad village of Bahadurpura Mandal, Which is classified as "H.E.H. Nizam".

It is stated that TSLR entries recorded in the above three cases including seven other cases, are found to be erroneous and the NOC Committee could not be able to consider the NOCs because the said lands are recorded as Government Lands/GVM/ and belonging to Government Institutions. The said cases have been thoroughly examined and it is observed that the entries of TSLR in respect of above cases, including seven other cases, are not correct and they required to be corrected.

It is further stated that though the said lands are private lands, as the entries were erroneously recorded as if they are the Government lands, there is no provision to correct the entries. In fact, the Special Chief Secretary to Government, Revenue Department, Hyderabad, has been requested to issue necessary appropriate directions to incorporate correct entries with regard to Sl.Nos.1 to 7 mentioned in the said letter.

It is further stated that as the entries recorded in the TSLR are found to be erroneous, the above mentioned cases, including seven other cases, require corrections in TSLR entries. Therefore, he requested the Chief Commissioner of Land Administration, Hyderabad, to issue necessary instructions in the matter regarding corrections of entries in TSLR, in respect of the above mentioned cases, including seven other cases.

It is stated that, so far, the Chief Commissioner of Land Administration, Hyderabad, has not issued any instructions with regard to the correction of entries in TSLR.

Having regard to the facts and circumstances of the case, the 2nd and

3rd respondents are directed to take immediate appropriate action, on the letter addressed by the District Collector, Hyderabad, in Lr.No.N2/F3/7797/04, dated 01-12-2006, in accordance with law, within a period of four weeks from the date of receipt of a copy of this order.

Accordingly, the writ petition is disposed of. There shall be no order as to costs.

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23-03-2007

Prv